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## FACSIMILE TRANSMITTAL SHEET

November 10, 2003

TO: Examiner CYNTHIA B. WILDER  
Group Art Unit 1637

U.S. Patent &amp; Trademark Office

FACSIMILE NO.: (703) 872-9306

FROM: David M. Tener, Esq.

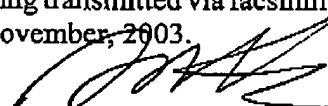
NO. OF PAGES: 31 (Including Cover)

Our Reference No.: E1047/20075

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## FACSIMILE TRANSMISSION CERTIFICATION

I hereby certify that this correspondence (including the attached Resubmission of Amendment with attached Amendment, Exhibits A & B, and copy of stamped, return receipt postcard) regarding the application identified below, is being transmitted via facsimile to the United States Patent and Trademark Office on this 10<sup>th</sup> day of November, 2003.

  
 David M. Tener, Reg. No. 37,054

Applicant(s): Glen H. ERIKSON et al.

Serial No: 10/080/767

Group Art Unit: 1637

Filed: February 22, 2002

Examiner: Cynthia B. Wilder

Att. Docket No.: E1047/20075

Confirmation No.: 2939

For: NUCLEIC ACID BINDING ENHANCEMENT BY CONJUGATION WITH  
NUCLEOTIDE, NUCLEOSIDES, BASES AND/OR THEIR ANALOGUE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Applicant(s): Glen H. ERIKSON et al.

Serial No: 10/080,767

Filed: February 22, 2002

Att. Docket No.: E1047/20075

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Confirmation No.: 2939

For: NUCLEIC ACID BINDING ENHANCEMENT BY CONJUGATION WITH  
NUCLEOTIDES, NUCLEOSIDES, BASES AND/OR THEIR ANALOGUES

PATENT

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RESUBMISSION OF AMENDMENT

Mail Stop NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants were today informed by Examiner Cynthia B. Wilder that the United States Patent and Trademark Office (PTO) has no record of receiving an Amendment filed by Applicants on June 17, 2003 in response to the non-final Office Action dated March 17, 2003. Accordingly, Applicants attach copies of the following documents originally mailed to the PTO on June 17, 2003: Amendment (18 pages) plus attached Exhibits A and B. Also attached is a copy of the return receipt postcard stamped by the PTO as received on June 19, 2003 as proof of receipt of the original documents by the PTO. Copies of the U.S. patents previously submitted with the IDS of Exhibit B are not attached, as electronic copies are readily available to the Examiner.

Prompt and favorable action on this matter is respectfully requested.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

By 

David M. Tener  
Registration No. 37,054  
Customer No. 03000  
(215) 567-2010  
Attorneys for Applicant(s)

November 10, 2003

Please charge or credit our Account  
No. 03-0075 as necessary to effect  
entry and/or ensure consideration of  
this submission.

The PTO stamp upon this card acknowledges the receipt of the checked items below regarding the matter identified at right.	Application No.:	10/080,767
	Filing Date:	February 22, 2002
	First Named Inventor:	Glen H. ERIKSON
	Group Art Unit:	1637
	Confirmation No.:	2939
	Examiner Name:	Cynthia B. Wilder
	Attorney Docket No.:	E1047/20075
Title of Invention:		NUCLEIC ACID BINDING ENHANCEMENT, etc.
<div style="display: flex; justify-content: space-between;"> <div style="width: 33%;"> <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Reply (w/Exhibits A&amp;B)  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits / declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s).  <input type="checkbox"/> Response to Missing Parts / Incomplete Application  <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53  <input type="checkbox"/> Assignment Papers (for a Application)         </div> <div style="width: 33%;"> <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation, Changes of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s):         </div> <div style="width: 33%;"> <input type="checkbox"/> And Prior Art Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):            - Return Receipt Postcard         </div> </div>		
DMT/cjt		Date mailed: June 17, 2003

Substitute PTO/SB/21 (03-03)  
Approved for use through 04/30/2003, OMB 0651-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
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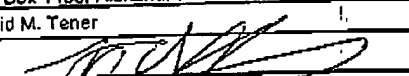
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/060,767
	Filing Date	February 22, 2002
	First Named Inventor	Glen H. ERIKSON
	Art Unit	1637
	Examiner Name	Cynthia B. Wilder
	Attorney Docket Number	E1047/20075
Total Number of Pages in This Submission		97

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (with Exhibits) <input type="checkbox"/> After Final A & B <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Assignment w/Cover Papers	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communications to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Return Receipt Postcard
Remarks The Office is authorized to charge or credit our Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd., Customer No. 03000
Signature	David M. Tener, Registration No. 37,054
Date	June 17, 2003

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed	David M. Tener	Date
Signature		06/17/2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-788-9199) and select option 2.

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 0.00

## Complete If Known

Application Number 10/080,767  
Filing Date February 22, 2002  
First Named Inventor Glen H. ERIKSON  
Examiner Name Cynthia B. Wilder  
Art Unit 1637  
Attorney Docket No. 2939

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 03-0075  
Deposit Account Name Caesar, Rivise, Bernstein, Cohen & Pokorilow, Ltd.

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 620	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ ) 0.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims 47  
Independent Claims 2  
Multiple Dependent Claims 45  
Extra Claims 47  
Fee from below 0  
Fee Paid 0.00  
Fee Paid 0.00  
Fee Paid 0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 84	2201 42	Independent claims in excess of 3	
1203 280	2203 140	Multiple dependent claim, if not paid	
1204 84	2204 42	Reissue independent claims over original patent	
1205 18	2205 9	Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)			(\$ ) 0.00

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(g)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0.00

## SUBMITTED BY

Name (Print/Type) David M. Tener

Registration No. 37,054  
(Attorney/Agent)

(Complete if applicable)

Telephone (215) 567-2010

Signature

Date 06/17/2003

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